

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNIVERSITY OF PITTSBURGH

Case 2:08-cv-01307

Plaintiff,

v.

Judge Arthur J. Schwab

VARIAN MEDICAL SYSTEMS, INC.,

Defendant.

FILED ELECTRONICALLY

~~ORDER GRANTING~~ ^{DENYING} DEFENDANT'S MOTION TO SUPPLEMENT EXHIBIT LIST TO
ADD PATENTS ABOUT WHICH PLAINTIFF'S EXPERT TESTIFIED

WHEREAS, the Court having considered Defendant's Motion To Supplement Exhibit
List To Add Patents About Which Plaintiff's Expert Testified, It Is HEREBY ORDERED this

^(doc. no. 653)
^{and opposition thereto (doc. no. 654),}
^{DENIED}
^{as untimely. Counsel for defendant reasonably could}
^{have anticipated months ago the possible need for}
22nd day of February, 2012 that the Motion is ~~GRANTED~~ and the
patents shall be designated D-878, DD-879, DD-880, and DD-881, respectively.
~~SO ORDERED THIS~~ day of February, 2012.

These exhibits. Further, the exhibits proposed
in doc. no. 653

are arguably not
relevant, and pertinent

The issue as created by the cross examination of
Hanson (not the direct examination) which
defense counsel should have anticipated and
had exhibits previously marked and disclosed
material not been prepared to use on cross
examination.

Arthur J. Schwab
United States District Judge